

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ROBERT P. THRASH, JR.,

Plaintiff,

v.

PEPSICO d/b/a SVC MANUFACTURING,  
INC., and INTERNATIONAL  
ASSOCIATION OF MACHINISTS AND  
AEROSPACE WORKERS,

Defendants.

No. 3:11-CV-410


(JUDGE CAPUTO)

(MAGISTRATE JUDGE MANNION)

**ORDER**

**NOW** this 30<sup>th</sup> day of August, 2012, upon review of the Report and Recommendation of Magistrate Judge Malachy E. Mannion (Doc. 53) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 53) is **ADOPTED**.
- (2) The motion for summary judgment of Defendant International Association of Machinists and Aerospace Workers (Doc. 36) is **GRANTED**.
- (3) The motion for summary judgment of Defendant SVC Manufacturing, Inc. (Doc. 37) is **GRANTED**.
- (4) The Clerk of Court is directed to mark the case as **CLOSED**.



A. Richard Caputo  
United States District Judge